

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK

BASCIANI FOODS, INC and
ANDREW & WILLIAMSON SALES CO., INC.

Plaintiffs,

Civil No. 2:09-cv-4585-JS-WDW

GLOBAL TROPICAL FRESH FRUIT CORP.,
TAYLOR FARMS CALIFORNIA, INC.,
POTANDON PRODUCE, LLC, STEINBECK
COUNTRY PRODUCE, INC., and
TAYLOR FARMS MARYLAND, INC.,

Intervening Plaintiffs,

v.

MID ISLAND WHOLESALE FRUIT AND
PRODUCE, INC., HOWARD GREISSMAN,
DAVID M. FLESCHNER, and
MANUFACTURERS AND TRADERS TRUST
COMPANY d/b/a M&T BANK
CORPORATION,

Defendants.

**JOINT MOTION FOR ENTRY
OF STIPULATION AND ORDER
OF PARTIAL SETTLEMENT**

PLEASE TAKE NOTICE, that Plaintiffs, Basciani Foods, Inc. and Andrew & Williamson Sales Co., Inc., and Intervening Plaintiffs Global Tropical Fresh Fruit Corp., Taylor Farms California, Inc., Potandon Produce, LLC, Steinbeck Country Produce, Inc., and Taylor Farms Maryland, Inc. and Defendant Manufacturers and Traders Trust Company d/b/a M&T Bank Corporation will jointly move this Court, before the Honorable Joanna Seybert at the Courthouse located at 100 Federal Plaza, Central Islip, New York, on the 26th day of March, 2012, or as soon thereafter as counsel can be heard, for the entry of this Stipulation and order of partial settlement.

PLEASE TAKE FUTHER NOTICE, that pursuant to Local Civil Rule 6.1, opposition papers, if any, must be served within fourteen days of the service of these papers.

Dated this 7th day of March, 2012

MELVIN & MELVIN, PLLC

By: Michael R. Vaccaro

Michael R. Vaccaro, Esq.
217 South Salina Street, Suite 700
Syracuse, NY 13202
(315) 422-1311

LAW OFFICES OF BRUCE LEVINSON

By: B.L.

Bruce Levinson
Gregory Brown
747 Third Avenue, 4th Floor
New York, New York 10017-2803
(212) 750-9898

Attorneys for Defendant
Manufacturers and Traders Trust Company
d/b/a M&T Bank Corporation

and

Louis W. Diess, Esq.
McCarron & Diess
4900 Massachusetts Ave, NW
Suite 310
Washington, DC 20016

CERTIMAN, BALIN ADLER & HYMAN, LLP

By: Stacey Ramis Nigro

Stacey Ramis Nigro, Esq.
90 Merrick Avenue, 9th Floor
East Meadow, New York 11554
(516) 296-7000

Co-Counsel for Defendant Manufacturers and
Traders Trust Company

Attorneys for Plaintiffs

PAUL T. GENTILE, P.C.

By: Paul T. Gentile
Paul T. Gentile
261 Madison Avenue
25th Floor
New York, NY 10016
(212) 619-3626

Attorney for Intervening Plaintiff
Global Tropical Fresh Fruit

ROSNER, NOCERA & RAGONE LLP

By: _____

Anthony Louis Cotroneo
110 Wall Street
23rd Floor
New York, NY 10005
(212) 635-2244

Attorneys for Intervening Plaintiffs Taylor Farms California, Inc., Steinbeck Country Produce Sales, Inc., and Potandon Produce, L.L.C.

MEUERS LAW FIRM, P.L.

By: 

Steven Elwyn Nurenberg
5395 Park Central Court
Naples, FL 34109
(239) 513-9191

Attorney for Intervening Plaintiff Taylor Farms Maryland, Inc.

PLEASE TAKE FUTHER NOTICE, that pursuant to Local Civil Rule 6.1, opposition papers, if any, must be served within fourteen days of the service of these papers.

Dated this ____ day of March, 2012

MELVIN & MELVIN, PLLC

LAW OFFICES OF BRUCE LEVINSON

By: _____

Michael R. Vaccaro, Esq.
217 South Salina Street, Suite 700
Syracuse, NY 13202
(315) 422-1311

By: _____

Bruce Levinson
Gregory Brown
747 Third Avenue, 4th Floor
New York, New York 10017-2803
(212) 750-9898

*Attorneys for Defendant
Manufacturers and Traders Trust Company
d/b/a M&T Bank Corporation*

CERTIMAN, BALIN ADLER & HYMAN, LLP

and

Louis W. Diess, Esq.
McCarron & Diess
4900 Massachusetts Ave, NW
Suite 310
Washington, DC 20016

By: _____

Stacey Ramis Nigro, Esq.
90 Merrick Avenue, 9th Floor
East Meadow, New York 11554
(516) 296-7000

Attorneys for Plaintiffs

PAUL T. GENTILE, P.C.

*Co-Counsel for Defendant Manufacturers and
Traders Trust Company*

By: _____

Paul T. Gentile
261 Madison Avenue
25th Floor
New York, NY 10016
(212) 619-3626

*Attorney for Intervening Plaintiff
Global Tropical Fresh Fruit*

ROSNER, NOCERA & RAGONE LLP

By: _____


Anthony Louis Cotroneo
110 Wall Street